IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLAE SIDE

Writ Petition No. 4038 of 2007

Maharshi Vivekanand Samaj
Kalyan Sanstha and others ..Petitioners

vs.

Shri Dilip Makbul Shaikh ...Respondent

Shri R.S.Alange for petitioners.

CORAM: S.C.DHARMADHIKARI J.
4th **July, 2007**

P.C.

1. Heard Shri Alange, learned Counsel appearing for the petitioners.

2. The order under challenge is passed during the course of hearing of the application preferred by the original plaintiff under Order 39 Rule 2A of the Code of Civil Procedure. That power is with the Court and the Court will decide as to whether there is any breach or violation of the order of injunction passed by the Court. If the final order is adverse to the petitioners/original defendants they are always at liberty to challenge the same in accordance with law and during the course of such challenge also impugn the present order rejecting the request for cross examining the original plaintiff. Leaving all contentions of both sides open in that behalf the petition is dismissed.

(S.C.DHARMADHIKARI J.)